

**IN THE MAGISTRATE COURT OF WALTON COUNTY, STATE OF GEORGIA**  
**APPLICATION FOR PRE – WARRANT HEARING**

Application fee: \$10.00

**INFORMATION ABOUT APPLICANT**

Applicant Name \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Home Phone Number

Address \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Work Phone Number      (ext#)

City, State, Zip Code \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Cell Phone Number      (if applicable)

Place of Employment (job title) \_\_\_\_\_

**PLEASE READ CAREFULLY:**

1. There **MUST** be a crime alleged pursuant to a violation of the Laws of the State of Georgia before a hearing will be scheduled by the Magistrate Court.
2. Application for a **MISDEMEANOR** warrant **MUST** be accompanied by a police report obtained by you before a hearing will be scheduled by the Magistrate Court.
3. Application for a **FELONY** warrant **MUST** be investigated by the appropriate Law Enforcement jurisdiction before submission of this application to the Magistrate Court.
4. A **FULL ADDRESS** **MUST** be provided on the person you are making a complaint against before submission of this application to the Magistrate Court.
5. All information **MUST** be detailed and true and correct to the best of your knowledge.

**I AM MAKING A COMPLAINT AGAINST THIS PERSON:**

Name \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Home Phone Number

Address \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Work Phone Number      (ext#)

City, State, Zip Code \_\_\_\_\_

\_\_\_\_\_  
(Area Code) Cell Phone Number      (if applicable)

Place of Employment (job title) \_\_\_\_\_

Other address \_\_\_\_\_

Work address (street, city, state, zip code) \_\_\_\_\_

This person lives in \_\_\_\_\_ County.

This person drives a: \_\_\_\_\_  
(Make, Model, Year, Color, Tag#, any identifiable marks, dents, logos, etc)

RACE: \_\_\_\_\_ SEX: \_\_\_\_\_ AGE: \_\_\_\_\_ HEIGHT: \_\_\_\_\_ WEIGHT: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_ SS#: \_\_\_\_\_

HAIR COLOR: \_\_\_\_\_ BEARD: ☐ MOUSTACHE: ☐ GOATEE: ☐ NO FACIAL HAIR: ☐ SCARS/MARKS/TATTOOS: \_\_\_\_\_

How do you know this person?: \_\_\_\_\_

DESCRIBE IN DETAIL WHAT THIS PERSON DID: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ (USE REVERSE SIDE IF NEEDED)

Date/Time of Incident: \_\_\_\_\_/\_\_\_\_\_/20\_\_\_\_: \_\_\_\_\_ AM or PM Location of Incident: \_\_\_\_\_

Have you ever applied for a warrant against this person before? ☐ YES ☐ NO  
Have you ever applied for a warrant against anyone else before? ☐ YES ☐ NO

Has this person ever taken out a warrant against your before? ☐ YES ☐ NO  
Have you ever asked for a warrant to be dismissed before? ☐ YES ☐ NO

**WITNESSES:**

Name \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Address \_\_\_\_\_

Contact numbers (home, work, cell phone numbers) \_\_\_\_\_

Contact numbers (home, work, cell phone numbers) \_\_\_\_\_

I DO SOLEMNLY SWEAR/AFFIRM THAT ALL OF THE ABOVE CONTAINED INFORMATION IN THIS APPLICATION FOR A CRIMINAL WARRANT AGAINST THE NAMED PERSON IS TRUE AND CORRECT.

\_\_\_\_\_  
Affiant signature

\_\_\_\_\_  
Date

Sworn to and subscribed before me this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public/Attesting Official

Visible injuries: \_\_\_\_\_

\_\_\_\_\_

Offense: \_\_\_\_\_  
Offense: \_\_\_\_\_  
Offense: \_\_\_\_\_

OCGA: \_\_\_\_\_  
OCGA: \_\_\_\_\_  
OCGA: \_\_\_\_\_

**IN THE MAGISTRATE COURT OF WALTON COUNTY, STATE OF GEORGIA**  
**INSTRUCTIONS FOR APPLICATION OF PRE – WARRANT HEARING**

**APPLICANT PLEASE READ CAREFULLY**

Georgia State Law (O.C.G.A. § 17-4-40) sets forth the procedure for the Court to follow when someone, other than a Law Enforcement Officer applies for the arrest of another person. The law requires the Court to schedule a hearing based upon the application for a criminal warrant and notify the person whose arrest is sought of the forthcoming scheduled hearing. This is conducted prior to the issuance of any criminal warrant by the Magistrate Judge. These instructions are in addition to any and all instructions contained on the Pre-Warrant Application.

1. Completed Pre-Warrant Applications **MUST BE PRESENTED IN PERSON** by the person requesting the application to the Magistrate Court of Walton County.
2. Pre-Warrant Applications **CANNOT BE MAILED, FAXED OR EMAILED** to the Magistrate Court.
3. Completed Pre-Warrant Applications can be filed with the Magistrate Court of Walton County during the days and times listed:  
Monday through Friday 8:30am – 5:00pm (excluding weekends, and all Walton County observed holidays)  
303 South Hammond Drive, Suite 116, Monroe, Georgia 30655.
4. A \$10.00 application fee is required at the time of the application and prior to the Magistrate Court sending notice(s) sent and scheduling a hearing.
5. The \$10.00 application may be waived in cases involving domestic violence, stalking or other crimes at the discretion of the Magistrate Judge.
6. This application fee is **NON-REFUNDABLE** regardless of after filing the application the applicant decides not to pursue the matter, fails to appear at the scheduled hearing date/time, or the outcome of the case.
7. The applicant must file a separate application for each person whose arrest is sought, even if the charge(s) being alleged are the same.
8. The crime(s) alleged in the application must have occurred in Walton County.
9. If you have been charged with a crime by a law enforcement agency relating to this incident, you cannot apply for a Pre-Warrant Application against the victim in that case.
10. If the person you are seeking to have arrested has already been charged criminally by a law enforcement agency relating to this incident, you may not seek a Pre-Warrant Application against that person.
11. If a previous Pre-Warrant Application has been denied or dismissed, you may not apply again based on the same set of facts.
12. The Magistrate Judge cannot discuss the case or meet with the applicant prior to the application.
13. This application can only result in the arrest and detention of another person, if evidence is sufficient to establish a criminal warrant to issue. It will not cause property or children to be returned to you and will not result in the awarding of monetary damages.
14. Employees of the Magistrate Court of Walton County, including Judges themselves, are prohibited by law from providing legal advice at any time during your contact with the Court. If you have questions about your legal rights, legal remedies available to you, or what legal documents to file, you must contact an attorney.

I have (read) or (had read to me by someone else) and understand the above information relating to the Pre-Warrant Application.

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Date